

COMPLAINT INVESTIGATION SUMMARY

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| COMPLAINT NUMBER: | 1878.02 |
| COMPLAINT INVESTIGATOR: | Sandie Scudder |
| DATE OF COMPLAINT: | February 21, 2002 |
| DATE OF REPORT: | March 18, 2002 |
| REQUEST FOR RECONSIDERATION: | no |
| DATE OF CLOSURE: | April 5, 2002 |

COMPLAINT ISSUES:

Whether the Jay School Corporation violated:

-511 IAC 7-27-7(a) by failing to implement the student's individualized education program (IEP) as written, specifically, failing to notify the parent when the student was injured at school on February 12, 2002.

FINDINGS OF FACT:

1. The Student is 8 years old, is in 2nd grade, and is eligible for special education and related services as a student with a hearing impairment and a communication disorder.
2. The Complainant states that the Student was involved in an accident during recess on February 12, 2002. The Student, who has a cochlear implant, fell and hit his head during school recess. The Complainant asserts that the School did not notify her about the accident as stated in the Student's IEP which resulted in the Student requiring medical attention within a week of the accident.
3. The Student's health form for the 2001-2002 school year does not state the Complainant is to be notified should the Student be involved in an accident at school. Page 4 of the case conference notes dated May 24, 2001, states that major reports and documents will be shared with both parents.
4. The School provides information regarding the Complainant's sons via a school mailbox and the United States mail; however, on February 8, 2002, the Complainant asked the School to provide important documents solely via United States mail. The school nurse states that an explanation of the accident and a copy of the head injury sheet were prepared for both parents. The father's copies were given to the classroom teacher to be given to the father. The Complainant's copies were mailed per her request. The Complainant stated that she did not receive the information regarding the accident, and on February 19, 2002, requested the written information from the school nurse.

CONCLUSIONS:

Findings of Fact #2 and #3 establish that the Student was involved in an accident at school; however, the Student's IEP does not document that the Complainant was to be informed of accidents that occurred at school. Finding of Fact #4 indicates that the School notified the Complainant of the Student's accident by

mailing a copy of the report to the Complainant per the Complainant's request. Therefore, no violation of 511 IAC 7-27-7(a) is found.

The Department of Education, Division of Exceptional Learners requires no corrective action based on the Findings of Fact and Conclusion listed above.

DATE REPORT COMPLETED: March 18, 2002